

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FELIPE G. VARGAS,

Plaintiff,

vs.

THOMAS F. EARL, AND "JANE DOE"
EARL, HIS SPOUSE; AND GRANT
COUNTY, WASHINGTON,

Defendants.

NO. CV-06-00146-JLQ

**ORDER DENYING PLAINTIFF'S
MOTION FOR PROTECTIVE
ORDER**

Telephonic argument on this matter was heard on October 23, 2008. George Ahrend and Garth Dano appeared for the Plaintiff. Nicholas Jenkins and Francis Floyd appeared for the Defendant Grant County. The court was unable to reach the Defendant Thomas Earl.

IT IS HEREBY ORDERED:

1. Plaintiff's Motion to Expedite Hearing on Plaintiff's Motion for Protective Order (Ct. Rec. 188) is **GRANTED**.

2. Plaintiff's Motion for Protective Order (Ct. Rec. 183) is **DENIED**. Defendant's proposed deposition of Patty Camacho, liberally construed as a perpetuation deposition to guard against the possibility that Ms. Camacho will be unavailable to testify in person, if so found by the court, shall be permitted at the time agreed upon by the parties. . **IT IS SO ORDERED**. The Clerk is hereby directed to enter this Order and furnish copies to the parties.

DATED this 24th day of October, 2008.

s/ Justin L. Quackenbush
JUSTIN L. QUACKENBUSH
SENIOR UNITED STATES DISTRICT JUDGE